

# CITY of ALBUQUERQUE

## TWENTY-FIRST COUNCIL

COUNCIL BILL NO. C/S R-15-222

ENACTMENT NO. R-2015-108

SPONSORED BY: Ken Sanchez

1 RESOLUTION

2 AMENDING THE NORTHWEST MESA ESCARPMENT PLAN TO ALLOW THE  
3 HEIGHT OF LIGHT POLES (LUMINARIES) TO EXCEED 40 FEET FOR THE  
4 ATHLETIC FIELDS ON THE CITY-OWNED PROPERTY LOCATED AT 118<sup>TH</sup>  
5 STREET AND ARROYO VISTA BOULEVARD.

6 WHEREAS, the City Council, the Governing Body of the City of  
7 Albuquerque, has the authority to adopt and amend plans for the physical  
8 development of areas within the planning and platting jurisdiction of the City  
9 authorized by Statute, Section 3-19-1 et. seq., NMSA 1978, and by its home  
10 rule powers; and

11 WHEREAS, the City of Albuquerque adopted the Rank Three Northwest  
12 Mesa Escarpment Plan in 1998 through Council Resolution 339, Enactment  
13 No. 4-1988; and

14 WHEREAS, Policy 21-1 of the Northwest Mesa Escarpment Plan View Area  
15 restricts the height of structures to 40 feet; and

16 WHEREAS, the City's proposed Regional Sports Complex is within the  
17 Northwest Mesa Escarpment Plan View Area boundaries; and

18 WHEREAS, a light pole (luminary) is a type of structure; and

19 WHEREAS, the athletic fields will require light poles (luminaries) that are  
20 substantially taller than 40 feet; and

21 WHEREAS, the City has determined that a Regional Sports Complex  
22 provides a community benefit and is consistent with public health, safety,  
23 morals, and general welfare.

24 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
25 ALBUQUERQUE:

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1       Section 1. Section 4 of the Northwest Mesa Escarpment Plan is hereby  
2 amended regarding lighting on the aforementioned property, as follows:

3       "21-1   The height of structures within the View Area shall comply with the  
4 requirements of the Comprehensive City Zoning Code, except that no  
5 structure shall exceed 40 feet 0 inches in height, except as noted below.

6       21-2   For the approximately 81-acre property located at the corner of  
7 Arroyo Vista Boulevard and 118th Street and legally described as Parcels C-2-  
8 A, C-3-A, and C-3-C Westland North, the light poles (luminaries) for the athletic  
9 fields are allowed to be up to 80 feet 0 inches in height from the finished grade  
10 of the field. Baffles, hoods or diffusers shall be used to minimize the visibility  
11 of any light point source from nearby development and/or the Petroglyph  
12 National Monument."

13       Section 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,  
14 clause, word, or phrase of this resolution is for any reason held to be invalid  
15 or unenforceable by any court of competent jurisdiction, such decision shall  
16 not affect the validity of the remaining provisions of this resolution. The  
17 Council hereby declares that it would have passed this resolution and each  
18 section, paragraph, sentence, clause, word or phrase thereof irrespective of  
19 any provisions being declared unconstitutional or otherwise invalid.

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1 PASSED AND ADOPTED THIS 2<sup>nd</sup> DAY OF November, 2015  
2 BY A VOTE OF: 9 FOR 0 AGAINST.  
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Rey Garduño, President  
City Council

14 APPROVED THIS 19<sup>th</sup> DAY OF November, 2015  
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18 Bill No. C/S R-15-222  
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Richard J. Berry, Mayor  
City of Albuquerque

26 ATTEST:  
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Natalie Y. Howard, City Clerk  
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